Linda S. Payne Chapter 7 Bankruptcy Trustee 12770 Coit Road, Suite 541 Dallas, TX 75251 972 628 3695 linda@paynetrustee.com

# UNITED STATES BANKRUPTCY COURT DISTRICT OF DIVISION

In re:		§	
		§	
COX DAIRY CATTLE, INC	<b>.</b>	§	Case No. 11-50164 BTR
		§	
	Debtor(s)	§	

# TRUSTEE'S FINAL REPORT (TFR)

The undersigned trustee hereby makes this Final Report and states as follows:

- 1. A petition under chapter of the United States Bankruptcy Code was filed on . The case was converted to one under Chapter 7 on . The undersigned trustee was appointed on .
  - 2. The trustee faithfully and properly fulfilled the duties enumerated in 11 U.S.C. §704.
- 3. All scheduled and known assets of the estate have been reduced to cash, released to the debtor as exempt property pursuant to 11 U.S.C. § 522, or have been or will be abandoned pursuant to 11 U.S.C. § 554. An individual estate property record and report showing the disposition of all property of the estate is attached as **Exhibit A**.
  - 4. The trustee realized gross receipts of \$

Funds were disbursed in the following amounts:

Payments made under an interim disbursement
Administrative expenses
Bank service fees
Other payments to creditors
Non-estate funds paid to 3<sup>rd</sup> Parties
Exemptions paid to the debtor
Other payments to the debtor

Leaving a balance on hand of \$

The balance of funds on hand in the estate may continue to earn interest until disbursed. The interest earned prior to disbursement will be distributed pro rata to creditors within each priority category. The trustee may receive additional compensation not to exceed the maximum compensation set forth under 11 U.S.C. §326(a) on account of the disbursement of the additional interest.

The remaining funds are available for distribution.
5. Attached as $\mathbf{Exhibit}\mathbf{B}$ is a cash receipts and disbursements record for each estate bank account.
6. The deadline for filing non-governmental claims in this case was and the deadline for filing governmental claims was . All claims of each class which will receive a distribution have been examined and any objections to the allowance of claims have been resolved. If applicable, a claims analysis, explaining why payment on any claim is not being made, is attached as <b>Exhibit C</b> .
7. The Trustee's proposed distribution is attached as <b>Exhibit D</b> .
8. Pursuant to 11 U.S.C. § 326(a), the maximum compensation allowable to the trustee is \$\ \text{. To the extent that additional interest is earned before case closing, the maximum compensation may increase.}
The trustee has received $\$$ as interim compensation and now requests a sum of $\$$ , for a total compensation of $\$$ . In addition, the trustee received reimbursement for reasonable and necessary expenses in the amount of $\$$ , and now requests reimbursement for expenses of $\$$ , for total expenses of $\$$ .
Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

**STATEMENT**: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act

Trustee

By:/s/LINDA PAYNE, TRUSTEE

Date:\_\_\_\_

exemption 5 C.F.R. § 1320.4(a)(2) applies.

If the estate is administratively insolvent, the dollar amounts reflected in this paragraph may be higher than the amounts listed in the Trustee's Proposed Distribution (Exhibit D).

# FORM 1 INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT ASSET CASES

Page: 1
Exhibit A

Case No: 11-50164 BTR Judge: Brenda T. Rhoades

Case Name: COX DAIRY CATTLE, INC.

For Period Ending: 06/27/13

Trustee Name: LINDA PAYNE, TRUSTEE

Date Filed (f) or Converted (c): 07/30/12 (c) 341(a) Meeting Date: 09/21/12 Claims Bar Date: 02/28/13

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Formally Abandoned OA=554(a) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1. Land Texas Highway 37 and Franklin County Road -	2,918,000.00	0.00		0.00	FA
Foreclosed. Stay Lifted in Chapter 11					
2. Bank accounts	572.06	0.00		0.00	FA
Seized by bank					
3. 2009 F-250	16,700.00	0.00		0.00	FA
Ford Motor Credit Stay Lifted in Chapter 11					
4. 2008 Jeep	14,000.00	0.00		0.00	FA
Cross Collaterized with other vehicles Stay Lifted in Chapter 11	•				
5. 2007 F-350	6,000.00	0.00		0.00	FA
Stay Lifted in Chapter 11	,				
6. 2006 Dodge Flatbed	14,340.00	0.00		0.00	FA
Stay Lifted in Chapter 11					
7. Office Equipment	331,000.00	0.00		0.00	FA
Stay Lifted in Chapter 11					
8. Feed	9,000.00	0.00		0.00	FA
Stay Lifted in Chapter 11					
9. Hay	4,000.00	0.00		0.00	FA
Stay Lifted in Chapter 11					
10. Milking & dry cows	797,500.00	0.00		0.00	FA
Stay Lifted in Chapter 11					
11. Heifers	160,500.00	0.00		0.00	FA
Stay Lifted in Chapter 11					
12. Farming Equipment	101,550.00	0.00		0.00	FA
Stay Lifted in Chapter 11					

# FORM 1 INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT ASSET CASES

Page: Exhibit A

Case No: 11-50164 BTR Judge: Brenda T. Rhoades

Case Name: COX DAIRY CATTLE, INC. Trustee Name: LINDA PAYNE, TRUSTEE

07/30/12 (c) Date Filed (f) or Converted (c): 341(a) Meeting Date: 09/21/12

Claims Bar Date: 02/28/13

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Formally Abandoned OA=554(a) Abandon	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
13. Refund (u)  Refund from Ford Motor Credit for overpayment on 2007 Ford F350	0.00	8,033.17		8,033.17	FA

Gross Value of Remaining Assets

TOTALS (Excluding Unknown Values)

\$4,373,162.06

\$8,033.17

\$8,033.17

\$0.00

(Total Dollar Amount in Column 6)

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

Filed Objection to Claims 4/15/13

Initial Projected Date of Final Report (TFR): 12/11/13

Current Projected Date of Final Report (TFR): 12/11/13

# FORM 2

# ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Page: 1 Exhibit B

Case No: 11-50164 -BTR

Case Name: COX DAIRY CATTLE, INC.

\*\*\*\*\*\*9407 Taxpayer ID No: For Period Ending: 06/27/13

Trustee Name: LINDA PAYNE, TRUSTEE

Bank Name: First National Bank of Vinita

Account Number / CD #: \*\*\*\*\*\*1781 Checking Account (Non-Interest Earn

Blanket Bond (per case limit):

\$ 300,000.00

Separate Bond (if applicable):

1	2	3		4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description	Of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)
			BALANCE FORWARD					0.00
11/20/12	13	Ford Motor Credit	Refund		1229-000	8,033.17		8,033.17
12/07/12		First National Bank of Vinita	BANK SERVICE FEE		2600-000		1.65	8,031.52
01/08/13		First National Bank of Vinita	BANK SERVICE FEE		2600-000		5.12	8,026.40
02/07/13		First National Bank of Vinita	BANK SERVICE FEE		2600-000		10.00	8,016.40
03/07/13		First National Bank of Vinita	BANK SERVICE FEE		2600-000		10.00	8,006.40
04/05/13		First National Bank of Vinita	BANK SERVICE FEE		2600-000		10.00	7,996.40
05/07/13		First National Bank of Vinita	BANK SERVICE FEE		2600-000		10.00	7,986.40
06/07/13		First National Bank of Vinita	BANK SERVICE FEE		2600-000		10.00	7,976.40
06/19/13	003001	BILL PAYNE 12770 Coit Road	Ct approved fees				1,371.38	6,605.02
		Suite 541 Banner Place						
		Dallas, TX 75251						
			Fees	1,350.00	3110-000			
			Expenses	21.38	3120-000			

COLUMN TOTALS	8,033.17	1,428.15	6,605.02
Less: Bank Transfers/CD's	0.00	0.00	
Subtotal	8,033.17	1,428.15	
Less: Payments to Debtors	•	0.00	
Net	8,033.17	1,428.15	
		NET	ACCOUNT
TOTAL - ALL ACCOUNTS	NET DEPOSITS	DISBURSEMENTS	BALANCE
Checking Account (Non-Interest Earn - *******1781	8,033.17	1,428.15	6,605.02
	8,033.17	1,428.15	6,605.02
	(Excludes Account	(Excludes Payments	Total Funds
	Transfers)	To Debtors)	On Hand
Page Subtotals	8,033.17	1,428.15	

Ver: 17.02d

FORM 2

#### ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Page: 2
Exhibit B

Case No: 11-50164 -BTR

Case Name: COX DAIRY CATTLE, INC.

Bank Name:
Account Number / CD #:

Trustee Name:

First National Bank of Vinita
\*\*\*\*\*\*1781 Checking Account (Non-Interest Earn

LINDA PAYNE, TRUSTEE

Taxpayer ID No: \*\*\*\*\*\*9407

For Period Ending: 06/27/13

Blanket Bond (per case limit): \$ 300,000.00

Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description Of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account / CD Balance (\$)

Checking Account (Non-Interest Earn - \*\*\*\*\*\*1781

Page 1		AN	EXHIBIT C ALYSIS OF CLAIMS REGIST	ER	Da	te: June 27, 2013
Case Number: Debtor Name:			Priority Sequence			
Code #	Creditor Name & Address	Claim Class	Notes	Scheduled	Claimed	Allowed
4800-07	Winnsboro ISD (Franklin) Linebarger Goggan Blair & Sampson, LLP c/o Laurie Spindler Huffman 2323 Bryan Street Ste 1600 Dallas, Texas 75201	Secured		\$0.00	\$13,917.73	\$0.00
000 2700-00	CLERK, U. S. BANKRUPTCY COURT 660 N. CENTRAL EXPRESSWAY SUITE 300 PLANO, TX 75074	Administrative		\$0.00	\$260.00	\$260.00
000 2950-00	Office of the U.S. Trustee <b>(ADMINISTRATIVE)</b> 110 N. College, Suite 300 Tyler, TX 75702	Administrative		\$0.00	\$651.26	\$651.26
001 3110-00	BILL PAYNE 12770 Coit Road Suite 541 Banner Place Dallas, TX 75251	Administrative		\$0.00	\$1,371.38	\$1,371.38
001 3701-00	Joyce Lindauer 8140 Walnut Hill Lane Suite 301 Dallas, TX 75231	Administrative		\$0.00	\$15,464.45	\$15,464.45
5800-00	Internal Revenue Service Department of the Treasury P.O. Box 7346 Philadelphia, PA 19101-7346	Priority		\$0.00	\$60,998.84	\$60,998.84
050	Ford Motor Credit Company LLC PO Box 6275 Dearborn, MI 48121	Secured		\$0.00	\$5,006.97	\$0.00
050	Ford Motor Credit Company LLC PO Box 6275 Dearborn, MI 48121	Secured		\$0.00	\$21,682.41	\$0.00
050	City National Bank 1133 Mockingbird Ln Sulphur Springs TX 75482	Secured		\$5,742.70	\$5,852.96	\$0.00
050	City National Bank 1133 Mockingbird Ln Sulphur Springs TX 75482	Secured		\$38,918.25	\$39,100.03	\$0.00

Page 2		AN	EXHIBIT C ALYSIS OF CLAIMS REGIST	TER	Da	te: June 27, 2013
Case Number:	* * - * .		Priority Sequence			
Debtor Name:  Code #	: COX DAIRY CATTLE, INC.  Creditor Name & Address	Claim Class	Notes	Scheduled	Claimed	Allowed
000007 050 4800-00	Mt Vernon ISD Linebarger Goggan Blair & Sampson, LLP c/o Laurie Spindler Huffman 2323 Bryan Street Ste 1600 Dallas, Texas 75201	Secured	Notes	\$0.00	\$321.49	\$0.00
050	Red River Credit Union PO Box 5909 Texarkana, TX 75505	Secured		\$0.00	\$7,051.52	\$0.00
050	Alliance Bank P O Box 500 Sulphur Springs, TX 75483	Secured		\$0.00	\$0.00	\$0.00
050	Alliance Bank P O Box 500 Sulphur Springs, TX 75483	Secured		\$489,284.14	\$0.00	\$0.00
050	Ford Motor Credit Company LLC PO Box 6275 Dearborn, MI 48121	Secured		\$0.00	\$22,582.69	\$0.00
070	Tim Dewey Hay 15705 State RD 23 Box 269 Cimarron, KS 67835	Unsecured		\$0.00	\$5,226.75	\$5,226.75
070	Alva Yoder 11696 S. 428 Rd. Chouteau, OK 74337	Unsecured		\$0.00	\$17,058.68	\$17,058.68
070 7100-00	Barnhart Farming, Inc. c/o Jimmy Barnhart 5693 FM 69S Como, TX 75431	Unsecured		\$0.00	\$23,990.66	\$23,990.66
070	CPC Commodities, LLC 98 Celsor Road Fountain Run, Kentucky 42133	Unsecured		\$0.00	\$64,414.90	\$64,414.90
070 7100-00	Internal Revenue Service Department of the Treasury P.O. Box 7346 Philadelphia, PA 19101-7346	Unsecured		\$0.00	\$19,741.76	\$19,741.76
070 7100-00	Livestock Nutrition Center, LLC Attn: Denny Jackson P.O. Box 668 Foreman, AR 71836	Unsecured		\$0.00	\$26,614.90	\$26,614.90
070	CNH Capital America LLC PO Box 3600 Lancaster, PA 17604-3600	Unsecured		\$0.00	\$12,820.57	\$12,820.57

Page 3		AN	EXHIBIT C ALYSIS OF CLAIMS REC	GISTER		Date: June 27, 2013
Case Number	11 00101		Priority Sequence			
Code #	Creditor Name & Address	Claim Class	Notes	Scheduled	Claimed	Allowed
000017 070 7100-00	Pioneer Scales PO Box 1255 Benton, AR 72018	Unsecured		\$0.00	\$3,191.25	\$3,191.25
000019 070 7100-00	Rick Campbell Alfalfa 37968 East County Road 1530 Pauls Valley, OK 73075	Unsecured		\$0.00	\$9,740.80	\$9,740.80
000021 070 7100-00	Caterpillar Financial Services Caine & Weiner Company 1699 East Woodfield Road, Suite 360A Schaumburg, IL 60173	Unsecured		\$0.00	\$57,065.73	\$57,065.73
	Case Totals:			\$533,945.09	\$434,127.73	\$318,611.93

Code #: Trustee's Claim Number, Priority Code, Claim Type

# TRUSTEE'S PROPOSED DISTRIBUTION

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Case No.: 11-50164 BTR

Case Name: COX DAIRY CATTLE, INC. Trustee Name: LINDA PAYNE, TRUSTEE

Balance on hand \$

Claims of secured creditors will be paid as follows:

# **NONE**

Applications for chapter 7 fees and administrative expenses have been filed as follows:

Reason/Applicant	Total Requested	Interim Payments to Date	Proposed Payment
Trustee Fees: LINDA PAYNE, TRUSTEE	\$	\$	\$
Trustee Expenses: LINDA PAYNE, TRUSTEE	\$	\$	\$
Attorney for Trustee Fees: BILL PAYNE	\$	\$	\$
Attorney for Trustee Expenses: BILL PAYNE	\$	\$	\$
Charges: CLERK, U. S. BANKRUPTCY COURT	\$	\$	\$
Fees: Office of the U.S. Trustee <b>(ADMINISTR</b>	\$	\$	\$
Other: Joyce Lindauer	\$	\$	\$
Other: Joyce Lindauer	\$	\$	\$

Total to be paid for chapter 7 administrative expenses	\$
Remaining Balance	\$

Applications for prior chapter fees and administrative expenses have been filed as follows:

#### NONE

In addition to the expenses of administration listed above as may be allowed by the Court, priority claims totaling \$ must be paid in advance of any dividend to general (unsecured) creditors.

# Allowed priority claims are:

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
000014A	Internal Revenue Service	\$	\$	\$
Total to be paid to priority creditors		\$		
Rema	nining Balance		\$	

The actual distribution to wage claimants included above, if any, will be the proposed payment less applicable withholding taxes (which will be remitted to the appropriate taxing authorities).

Timely claims of general (unsecured) creditors totaling \$ have been allowed and will be paid *pro rata* only after all allowed administrative and priority claims have been paid in full. The timely allowed general (unsecured) dividend is anticipated to be percent, plus interest (if applicable).

Timely allowed general (unsecured) claims are as follows:

Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
Tim Dewey Hay	\$	\$	\$
Alva Yoder	\$	\$	\$
Barnhart Farming, Inc.	\$	\$	\$
CPC Commodities, LLC	\$	\$	\$
1	¢	0	¢
	Tim Dewey Hay  Alva Yoder  Barnhart Farming, Inc.  CPC Commodities, LLC	Claimant of Claim  Tim Dewey Hay \$  Alva Yoder \$  Barnhart Farming, Inc. \$  CPC Commodities, LLC \$  Livestock Nutrition Center,	Claimant of Claim to Date  Tim Dewey Hay \$ \$  Alva Yoder \$ \$  Barnhart Farming, Inc. \$ \$  CPC Commodities, LLC \$ \$  Livestock Nutrition Center,

Claim No.	Claimant	Allowed Amount of Claim	Interim Payments to Date	Proposed Payment
000016	CNH Capital America LLC	\$	\$	\$
000017	Pioneer Scales	\$	\$	\$
000019	Rick Campbell Alfalfa	\$	\$	\$
000021	Caterpillar Financial Services	\$	\$	\$
000014B	Internal Revenue Service	\$	\$	\$

Total to be paid to timely general unsecured creditors	\$
Remaining Balance	\$

Tardily filed claims of general (unsecured) creditors totaling \$\ have been allowed and will be paid <u>pro rata</u> only after all allowed administrative, priority and timely filed general (unsecured) claims have been paid in full. The tardily filed claim dividend is anticipated to be percent.

Tardily filed general (unsecured) claims are as follows:

# NONE

Subordinated unsecured claims for fines, penalties, forfeitures, or damages and claims ordered subordinated by the Court totaling \$ have been allowed and will be paid *pro rata* only after all allowed administrative, priority and general (unsecured) claims have been paid in full. The dividend for subordinated unsecured claims is anticipated to be percent.

Subordinated unsecured claims for fines, penalties, forfeitures or damages and claims ordered subordinated by the Court are as follows:

NONE